

# **EXHIBIT H**

Hearing Date: 5/2/2019 9:30 AM - 9:30 AM  
Courtroom Number:

**Garnishment Summons (Non-Wage)**

(08/09/18) CCG 0647 A

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS**

WESCO DISTRIBUTION, INC.

Plaintiff

v.

BCAUSE MINING, LLC, et al.

Defendant

(Judgment Debtor)

Name: BCAUSE, LLC

Address: 277 BENDIX RD., STE. 420

City/State/Zip: VIRGINIA BEACH, VA 23452

and

Garnishee Defendant

Name: LAKESIDE BANK COMMUNITY DEVEL., LLC.,

Address: 55 W. WACKER DR.,

City/State/Zip: CHICAGO, IL 60601

No. 2019 L 050181

PLEASE SERVE GARNISHEE  
DEFENDANT

Address of Garnishee Defendant.

LAKESIDE BANK COMMUNITY  
DEVELOPMENT, LLC  
55 W. WACKER DR.,  
CHICAGO, IL 60601

THE JUDGMENT DEBTOR IS:

☐ Individual ☒ Corporation or Other

**GARNISHMENT SUMMONS (NON-WAGE)**

To the garnishee defendant:

YOU ARE SUMMONED and required to file answers to the judgment creditor's interrogatories on

or before the Return Date of 5/2/19. However, if this summons is served on you less than 10 days prior to the Return Date (above), you must file answers to the interrogatories on or before 14 days after the return date stated above. IF YOU FAIL TO DO SO, A CONDITIONAL JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE AMOUNT OF THE JUDGMENT UNPAID.

To file your answers to the judgment creditor's interrogatories you need access to the internet. Please visit [www.cookcountyclerkofcourt.org](http://www.cookcountyclerkofcourt.org) to initiate this process. Kiosks with internet access are available at all Clerk's Office locations. Please refer to the last page of this document for location information.

E-filing is now mandatory for documents in civil cases with limited exemptions. To e-file, you must first create an account with an e-filing service provider. Visit <http://efile.illinoiscourts.gov/service-providers.htm> to learn more and to select a service provider. If you need additional help or have trouble e-filing, visit <http://www.illinoiscourts.gov/FAQ/gethelp.asp>, or talk with your local circuit clerk's office.

Dorothy Brown, Clerk of the Circuit Court of Cook County, Illinois

[cookcountyclerkofcourt.org](http://cookcountyclerkofcourt.org)

**Garnishment Summons (Non-Wage)**

(08/09/18) CCG 0647 B

To the officer:

This summons must be returned by the officer or other person to whom it was given for service and must include a certification that within 2 business days of service upon the garnishee, the officer or other person has mailed, by first class mail, a copy of the Garnishment Notice and Summons, to the Judgment Debtor, at the address indicated above with endorsement of service and fees. If service cannot be made this summons shall be returned so endorsed. This summons may not be served later than the above date.

☒ Atty. No.: 44274  
☐ Pro Se 99500

Name: Paul Bozych

Atty. for (if applicable):

Wesco Distribution, Inc.

Address: 55 W. Monroe St., Ste. 1800

City: Chicago

State: IL Zip: 60603

Telephone: 312-322-9900

Primary Email: pbozych@nzalaw.com

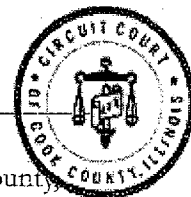
Witness: \_\_\_\_\_

Assistant State's Attorney

4/2/2019 1:06 PM DOROTHY BROWN

DOROTHY BROWN

Clerk of the Circuit Court of Cook County,  
Illinois



Date of Service: \_\_\_\_\_

(To be inserted by officer on copy left with employer or other person)

Garnishment Summons (Non-Wage)

(08/09/18) CCG 0647 C

**IMPORTANT NOTICE OF RIGHTS IN BANK ACCOUNT**

**I. THE PLAINTIFF IS GARNISHING YOUR BANK ACCOUNT**

A ruling has been made in the case listed above you owe money to the plaintiff. The plaintiff has started to collect that money from your bank account by garnishing the account.

**II. PURPOSE OF THIS NOTICE**

This notice is to inform you that money from some sources or up to certain amounts may NOT be taken from you even after the court has ruled you owe the plaintiff money. These funds are protected under federal and state law. Money or property which may not be taken is called "exempt" property. A partial list of such money and property is listed below.

**PARTIAL LIST OF EXEMPTIONS:**

1. Social Security Benefits (OASDI, SSI)
2. Public Aid Benefits (AFDC, AABD, GA)
3. Up to \$4,000, in personal property, as chosen by you, including money in bank accounts
4. Life Insurance Proceeds
5. Workers Compensation Awards
6. Unemployment Compensation Benefits
7. Veterans Benefits
8. Circuit Breaker Property Tax Relief Benefits
9. Pension or Retirement Benefits (including IRA accounts)

**III. HOW TO PROTECT EXEMPT PROPERTY**

You should take this paper to a lawyer at once. A lawyer can advise you more specifically of your rights. If you do not have a lawyer, and are not able to afford one, you may contact Illinois Legal Aid Online by visiting their website at [www.illinoislegalaid.org](http://www.illinoislegalaid.org) or call the CARPLS Hotline at 312-738-9200.

If you do not go to Court to tell the Judge of your exemptions, the money will be turned over to the creditor.

**IV. COURT DATE**

A court date has already been set for you to tell the Judge if you have an exemption. You must

check in with the Clerk of that courtroom before \_\_\_\_\_ ☉ AM ○ PM to have your case called.)

Place: Daley Center, 50 W. Washington St., Chicago, IL 60602  
Address City or Town

Room 2503

Date: 5/2/19

Time: \_\_\_\_\_ ☉ AM ○ PM

**Dorothy Brown, Clerk of the Circuit Court of Cook County, Illinois**  
**[cookcountyclerkofcourt.org](http://cookcountyclerkofcourt.org)**

**CLERK OF THE CIRCUIT COURT OF COOK COUNTY OFFICE LOCATIONS**

- Richard J Daley Center  
50 W Washington  
Chicago, IL 60602
  - District 2 - Skokie  
5600 Old Orchard Rd  
Skokie, IL 60077
  - District 3 - Rolling Meadows  
2121 Euclid  
Rolling Meadows, IL 60008
  - District 4 - Maywood  
1500 Maybrook Ave  
Maywood, IL 60153
  - District 5 - Bridgeview  
10220 S 76th Ave  
Bridgeview, IL 60455
  - District 6 - Markham  
16501 S Kedzie Pkwy  
Markham, IL 60428
  - Domestic Violence Court  
555 W Harrison  
Chicago, IL 60607
  - Juvenile Center Building  
2245 W Ogden Ave, Rm 13  
Chicago, IL 60602
  - Criminal Court Building  
2650 S California Ave, Rm 526  
Chicago, IL 60608
  - Domestic Relations Division  
Richard J Daley Center  
50 W Washington, Rm 802  
Chicago, IL 60602  
Hours: 8:30 am - 4:30 pm
  - Civil Appeals  
Richard J Daley Center  
50 W Washington, Rm 801  
Chicago, IL 60602  
Hours: 8:30 am - 4:30 pm
  - Criminal Department  
Richard J Daley Center  
50 W Washington, Rm 1006  
Chicago, IL 60602  
Hours: 8:30 am - 4:30 pm
  - County Division  
Richard J Daley Center  
50 W Washington, Rm 1202  
Chicago, IL 60602  
Hours: 8:30 am - 4:30 pm
  - Probate Division  
Richard J Daley Center  
50 W Washington, Rm 1202  
Chicago, IL 60602  
Hours: 8:30 am - 4:30 pm
  - Law Division  
Richard J Daley Center  
50 W Washington, Rm 801  
Chicago, IL 60602  
Hours: 8:30 am - 4:30 pm
  - Traffic Division  
Richard J Daley Center  
50 W Washington, Lower Level  
Chicago, IL 60602  
Hours: 8:30 am - 4:30 pm
- Daley Center Divisions/Departments**
- Civil Division  
Richard J Daley Center  
50 W Washington, Rm 601  
Chicago, IL 60602  
Hours: 8:30 am - 4:30 pm
  - Chancery Division  
Richard J Daley Center  
50 W Washington, Rm 802  
Chicago, IL 60602  
Hours: 8:30 am - 4:30 pm

**Dorothy Brown, Clerk of the Circuit Court of Cook County, Illinois**  
**[cookcountyclerkofcourt.org](http://cookcountyclerkofcourt.org)**

Return Date: No return date scheduled  
Hearing Date: 5/2/2019 9:30 AM - 9:30 AM  
Courtroom Number:  
Location:

(Rev. 4/21/09) CCL 0024 A

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

FILED  
4/2/2019 1:06 PM  
DOROTHY BROWN  
CIRCUIT CLERK  
COOK COUNTY, IL  
2019L050181

WESCO DISTRIBUTION, INC.

Plaintiff(s)

v.

No. 2019 L 050181

BCAUSE MINING, LLC, et al.

Defendant(s)

and

LAKESIDE BANK COMMUNITY DEVELOPMENT, LLC

Garnishee

AFFIDAVIT FOR GARNISHMENT, (NON-WAGE)

PAUL BOZYCH, on oath states:

1. Judgment was entered on MARCH 1, 2019 for judgment creditor  
WESCO DISTRIBUTION, INC. and against judgment debtor BCAUSE, LLC  
for \$ 1,896,349.34 and costs.

2. \$ 0 has been paid on the judgment.

3. There is unpaid on the judgment:

\$ \_\_\_\_\_ principal

\$ 1,000 costs

\$ 17,788.43 interest

\$ 1,915,137.77 TOTAL

4. I believe garnishee LAKESIDE BANK COMMUNITY DEVELOPMENT, LLC is indebted to the  
judgment debtor, other than for wages, or has his/her possession, custody or control other property belonging or in  
which he/she has an interest.

5. The last known address of the judgment debtor is 55 W. WACKER DR. CHICAGO, IL 60601

I request that summons issue directed to garnishee.

Signed and sworn to before me April 2, 2019

Atty. No.: 44274

Name: Paul Bozych; Nielsen, Zehe & Antas, P.C.

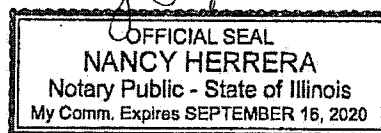
Atty. for: Plaintiff

Address: 55 W. Monroe St., Ste. 1800

City/State/Zip: Chicago, IL 60603

Telephone: 312-322-9900

Nancy Herrera Notary public



(OVER)

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

FILED DATE: 4/2/2019 1:06 PM 2019L050181

Affidavit for Garnishment (Non-Wage)

(Rev. 4/21/09) CCL 0024 B

INTERROGATORIES TO GARNISHEE

1. When you were served with summons did you have in your possession, custody or control any property, other than cash monies, time or demand deposits, belonging to the judgment debtor or in which he/she had an interest?

Answer ☐ yes ☐ no

2. If your answer to number 1 above is yes, describe the property:

3. When you were served with the summons were you otherwise indebted to him/her by cash monies, time or demand deposits, no matter when payable, except for wages?

Answer ☐ yes ☐ no

4. If your answer to number 3 above is yes, state:

Description: \_\_\_\_\_

Gross amount when served: \$ \_\_\_\_\_

Date due: \_\_\_\_\_, \_\_\_\_\_

Deduction by reason of offset, service or other charge: \$ \_\_\_\_\_

Net amount subject to garnishment proceeding: \$ \_\_\_\_\_

AFFIDAVIT

\_\_\_\_\_ on oath states that the answers to the interrogatories are true.

Signed and sworn to before me on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
Notary public

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

FILED DATE: 4/2/2019 1:06 PM 2019L050181

CL 19-1019

**GARNISHMENT SUMMONS**

Commonwealth of Virginia

Case No. 19-668

Arlington County

Circuit Court

1425 N. Courthouse Road, Suite 6700 Arlington, VA 22201

COURT ADDRESS

JUDGMENT CREDITOR:

Wesco Distribution, Inc.

v.

JUDGMENT DEBTOR:

BCause, LLC

225 West Station Drive Suite 700

277 Bendix Road

Pittsburgh, PA 15219

Suite 420

Telephone No.

412-454-2200

Virginia Beach, VA 23452

JUDGMENT CREDITOR'S ATTORNEY:

Seth A. Robbins

Soc. Sec. No.

Garnishee: Lakeside Bank Community Development, LLC

1100 N. Glebe Road, Suite 1010

55 West Wacker Drive

Arlington, VA 22201

Chicago, IL 60601

Telephone No.

703-224-4436

by **PAUL FERGUSON, CLERK**  
Arlington County Circuit Court

STATEMENT:

Judgment Principal: \$ 1,896,349.34

Credits 0.00

Interest 17,788.43

Judgment Costs 356.00

Attorney's Fee 0.00

Garnishment Costs 644.00

June 21, 2019

10:00 am

HEARING DATE AND TIME

This is a garnishment against (check only one)

☐ the judgment debtor's wages, salary or other compensation.

☒ some other debt due or property of the judgment debtor, specifically,  
any and all assets, including bank accounts and instruments

MAXIMUM PORTION OF DISPOSABLE EARNINGS

SUBJECT TO GARNISHMENT

☐ Support

☐ 50% ☐ 55% ☐ 60% ☐ 65%

(if not specified, then 50%)

☐ state taxes, 100%

TOTAL BALANCE DUE \$ 1,915,137.77

The garnishee shall rely on this amount.

March 1, 2019

DATE OF JUDGMENT

If none of the above are checked, then § 34-29(a) (on reverse) applies.

TO ANY AUTHORIZED OFFICER: You are hereby commanded to serve this summons on the judgment debtor and the garnishee.

TO THE GARNISHEE: You are hereby commanded to (1) file a written answer with this court, or (2) deliver payment to this court, or (3) appear before this court on the return date and time shown on this summons to answer the Suggestion for Summons in Garnishment of the judgment creditor that, by reason of the lien of writ of fieri facias, there is a liability as shown in the statement upon the garnishee.

As garnishee, you shall withhold from the judgment debtor any sums of money to which the judgment debtor is or may be entitled from you during the period between the date of service of this summons on you and the date for your appearance in court, subject to the following limitations: (1) The maximum amount which may be garnished is the "TOTAL BALANCE DUE" as shown on this summons. (2) You shall not be liable to the judgment creditor for any property not specified in this garnishment summons. (3) If the sums of money being garnished are earnings of the judgment debtor, then the provision of "MAXIMUM PORTION OF DISPOSABLE EARNINGS SUBJECT TO GARNISHMENT" shall apply.

If a garnishment summons is served on an employer having one thousand or more employees, then money to which the judgment debtor is or may be entitled from his or her employer shall be considered those wages, salaries, commission or other earnings which, following service on the garnishee-employer, are determined and are payable to the judgment debtor under the garnishee-employer's normal payroll procedure with a reasonable time allowance for making a timely return by mail to this court.

4/11/2019  
DATE OF ISSUANCE OF SUMMONS

4/11/2019  
DATE OF DELIVERY OF WRIT OF FIERI FACIAS TO SHERIFF  
IF DIFFERENT FROM DATE OF ISSUANCE OF THIS SUMMONS

Paul Ferguson, Clerk

by E. E. E. E.  
DEPUTY CLERK

**WRIT OF FIERI FACIAS** TO ANY AUTHORIZED OFFICER: You are commanded to execute this writ and to make from the intangible personal estate of the judgment debtor(s) the principal, interest, costs and attorney's fees, less credits, as shown in the Garnishment Summons. You are further commanded to make your return to the clerk's office according to law.

Homestead Exemption Waived? ☐ Yes ☐ No ☐ Cannot be demanded

4/11/2019  
DATE

Paul Ferguson, Clerk  
by E. E. E. E.  
DEPUTY CLERK



The following statement is not the law but is an interpretation of the law which is intended to assist those who must respond to this garnishment. You may rely on this only for general guidance because the law itself is the final word. (Read the law, § 34-29 of the Code of Virginia, for a full explanation. A copy of § 34-29 is available at the Clerk's office. If you do not understand the law, call a lawyer for help.)

An employer may take as much as 25 percent of an employee's disposable earnings to satisfy this garnishment. But if any employee makes the minimum wage or less for his week's earnings, the employee will ordinarily get to keep 40 times the minimum hourly wage.

But an employer may withhold a different amount of money from that above if:

- (1) The employee must pay child support or spousal support and was ordered to do so by a court procedure or other legal procedure. No more than 65 percent of an employee's earnings may be withheld for support;
- (2) Money is withheld by order of a bankruptcy court; or
- (3) Money is withheld for a tax debt.

"Disposable earnings" means the money an employee makes "after taxes" and after other amounts required by law to be withheld are satisfied. Earnings can be salary, hourly wages, commissions, bonuses, payments to an independent contractor, or otherwise, whether paid directly to the employee or not.

If an employee tries to transfer, assign or in any way give his earnings to another person to avoid the garnishment, it will not be legal; earnings are still earnings.

Financial institutions that receive an employee's paycheck by direct deposit do not have to determine what part of a person's earnings can be garnished.

RECEIVED
DATE AND TIME
SHERIFF

NOTE:  
Return of Writ of Fieri Facias to be used if no effects found – otherwise, use appropriate sections of CC-1477, WRIT OF FIERI FACIAS.

☐ NO EFFECTS FOUND

DATE
SHERIFF
DEPUTY SHERIFF

JUDGMENT DEBTOR	BCause, LLC
ADDRESS	277 Bendix Road Suite 420 Virginia Beach, VA 23452
<input type="checkbox"/> PERSONAL SERVICE	
<input type="checkbox"/> Being unable to make personal service, a copy was delivered in the following manner: <input type="checkbox"/> Delivered to family member (not temporary sojourner or guest) age 16 or older at usual place of abode of party named above after giving information of its purport. List name, age of recipient, and relation of recipient to party named above. <input type="checkbox"/> Posted on front door or such other door as appears to be the main entrance of usual place of abode, address listed above. (Other authorized recipient not found.) <input type="checkbox"/> Served on Secretary of the Commonwealth.	
<input type="checkbox"/> Not found	SERVING OFFICER
for	

RETURNS: Each garnishee was served as indicated below, unless not found, with a copy of this summons and the exemption claim form.

GARNISHEE	Lakeside Bank Community Development, LLC
ADDRESS	55 West Wacker Drive Chicago, IL 60601
TELEPHONE NUMBER:	312-435-5100
<input type="checkbox"/> PERSONAL SERVICE <input type="checkbox"/> FEDERAL SERVICE*	
<input type="checkbox"/> Being unable to make personal service, a copy was delivered in the following manner: <input type="checkbox"/> Served on registered agent of the corporation. List name and title: <input type="checkbox"/> Delivered to family member (not temporary sojourner or guest) age 16 or older at usual place of abode of party named above after giving information of its purport. List name, age of recipient, and relation of recipient to party named above. <input type="checkbox"/> Posted on front door or such other door as appears to be the main entrance of usual place of abode, address listed above. (Other authorized recipient not found.) <input type="checkbox"/> Served on Secretary of the Commonwealth. <input type="checkbox"/> Served on the Clerk of the State Corporation Commission, pursuant to § 8.01-513. <input type="checkbox"/> Copy mailed to judgment debtor after serving the garnishee on date of service below unless a different date of mailing is shown.	
DATE OF MAILING	
<input type="checkbox"/> Not found	SERVING OFFICER
DATE	for

**SUGGESTION FOR SUMMONS IN GARNISHMENT**

Case No. 19-668

VA. CODE § 8.01-511

In the Circuit Court of the [ ] City [X] County of Arlington

JUDGMENT CREDITOR:

Wesco Distribution Inc.  
225 West Station Drive Suite 700  
Pittsburgh, PA 15219

Telephone No. \_\_\_\_\_

JUDGMENT CREDITOR'S ATTORNEY

Seth A. Robbins, Esq. VA Bar # 45807  
1100 N. Glebe Road Suite 1010  
Arlington, VA 22201

Telephone No. (703) 224-4436

Suggested Garnishee:

Lakeside Bank Community Development, LLC  
55 West Wacker Drive  
Chicago, IL 60601

**STATEMENT**

\$ 1,896,349.34 Judgment Principal  
0.00 Credits  
17,788.43 Interest  
356.00 Judgment Costs  
0.00 Attorney's fee  
644.00 Garnishment Costs

\$ 1,915,137.77 Total Balance Due

The garnishee shall rely on this amount.

I request the Clerk to summon the Suggested Garnishee to answer this suggestion.

This is a garnishment against [ ] the judgment debtor's wages, salary or other compensation. [X] some other debt due or property, of the judgment debtor, specifically, any and all assets, including bank accounts and instruments

I have reason to believe that there is a liability on the suggested garnishee because of the execution of the "ORIGINAL JUDGMENT" described above. I certify that:

- [ ] (1) The summons is based upon a judgment upon which a prior summons has been issued but not fully satisfied; or  
[ ] (2) No summons has been issued upon this judgment creditor's suggestion against the same judgment debtor within a period of eighteen months, other than a summons which was based upon a judgment upon which a prior summons has been issued but not fully satisfied; or  
[ ] (3) The summons is based upon a judgment granted against a debtor upon a debt due or made for necessary food, rent, or shelter, public utilities including telephone service, drugs, or medical care supplied the debtor by the judgment creditor or to one of his lawful dependents, and that it was not for luxuries or nonessentials; or  
[ ] (4) The summons is based upon a judgment for a debt due the judgment creditor to refinance a lawful loan made by an authorized lending institution; or  
[X] (5) The summons is based upon a judgment on an obligation incurred as an endorser or comaker upon a lawful note; or  
[ ] (6) The summons is based upon a judgment for a debt or debts reaffirmed after bankruptcy.  
[ ] I have made a diligent good faith effort to secure the social security number of the judgment debtor and have been unable to do so.

I hereby certify that the last known address of the defendant is as shown above.

March 27, 2019

DATE SUBMITTED

JUDGMENT DEBTOR:

V. BCause, LLC  
277 Bendix Road  
Suite 420  
Virginia Beach, VA 23452

Social Security No. \_\_\_\_\_

If garnishee is defendant's employer, please furnish employer's name, and state whether it is a corporation, or one or more persons trading under a fictitious or trade name.

**ORIGINAL JUDGMENT**

DATE OF JUDGMENT March 1, 2019	DATE EXECUTION DELIVERED March 1, 2019 VA CODE 8.01-438
-----------------------------------	--

Instrument No. \_\_\_\_\_

**JUDGMENT DOCKETED IN THIS COURT**

Date Docketed \_\_\_\_\_

Book/Page/Instrument No. \_\_\_\_\_

**MAXIMUM PORTION OF DISPOSABLE EARNINGS SUBJECT TO GARNISHMENT**

[ ] Support (if not specified, then 50%)  
[ ] 50% [ ] 55% [ ] 60% [ ] 65% [ ] State Taxes, 100%

If none of the above are checked, then § 34-29(a) applies.

[X] JUDGMENT CREDITOR [ ] AGENT [X] ATTORNEY

**WARNING: Any judgment creditor who knowingly gives false information in a suggestion for Summons in Garnishment shall be guilty of a Class 1 misdemeanor.**

**REQUEST FOR HEARING –  
GARNISHMENT/LIEN EXEMPTION CLAIM**

Commonwealth of Virginia VA. CODE § 8.01-512.4

Case No. 19-668

Arlington County Circuit Court

COURT NAME

WESCO Distribution Inc.

JUDGMENT CREDITOR

v.

BCause, LLC

JUDGMENT DEBTOR

and Lakeside Bank Community Development, LLC

GARNISHEE

I claim that the exemption(s) from garnishment or lien which are checked below apply in this case:

**Major Exemptions Under Federal and State Law**

- ☐ 1. Social Security benefits and Supplemental Security Income (SSI) (42 U.S.C. § 407).
- ☐ 2. Veterans' benefits (38 U.S.C. § 5301).
- ☐ 3. Federal civil service retirement benefits (5 U.S.C. § 8346).
- ☐ 4. Annuities to survivors of federal judges (28 U.S.C. § 376(n)).
- ☐ 5. Longshore and Harbor Workers' Compensation Act (33 U.S.C. § 916).
- ☐ 6. Black Lung benefits.

Exemptions listed under 1 through 6 above may not be applicable in child support and alimony cases (42 U.S.C. § 659).

- ☐ 7. Seaman's, master's or fisherman's wages, except for child support or spousal support and maintenance (46 U.S.C. § 11109).
- ☐ 8. Unemployment compensation benefits (§ 60.2-600, Code of Virginia). This exemption may not be applicable in child support cases (§ 60.2-608, Code of Virginia).
- ☐ 9. Amounts in excess of portions of wages subject to garnishment (§ 34-29, Code of Virginia).
- ☐ 10. Public assistance payments (§ 63.2-506, Code of Virginia).
- ☐ 11. Homestead exemption of \$5,000 in cash, or \$10,000 if the householder is 65 years of age or older. (§ 34-4, Code of Virginia). This exemption may not be claimed in certain cases, such as payment of child or spousal support (§ 34-5, Code of Virginia).
- ☐ 12. Property of disabled veterans – additional \$10,000 cash (§ 34-4.1, Code of Virginia).
- ☐ 13. Worker's Compensation benefits (§ 65.2-531, Code of Virginia).
- ☐ 14. Growing crops (§ 8.01-489, Code of Virginia).
- ☐ 15. Benefits from group life insurance policies (§ 38.2-3339, Code of Virginia).
- ☐ 16. Proceeds from industrial sick benefits insurance (§ 38.2-3549, Code of Virginia).
- ☐ 17. Assignments of certain salary and wages (§ 55-165, Code of Virginia).
- ☐ 18. Benefits for victims of crime (§ 19.2-368.12, Code of Virginia).
- ☐ 19. Proceeds from funeral trusts (§ 54.1-2823, Code of Virginia).
- ☐ 20. Certain retirement benefits (§ 34-34, Code of Virginia).
- ☐ 21. Child support payments (§ 20-108.1, Code of Virginia).
- ☐ 22. Support for dependent children (§ 34-4.2, Code of Virginia). To claim this exemption, an affidavit that complies with the requirements of subsection B of § 34-4.2 and two items of proof showing entitlement to this exemption must be attached to this exemption form. (The affidavit, form DC-449, AFFIDAVIT CONCERNING DEPENDENT CHILDREN AND HOUSEHOLD INCOME, is available at [www.courts.state.va.us/forms/district/civil.html](http://www.courts.state.va.us/forms/district/civil.html) or the clerk's office.)
- ☐ 23. Other (describe exemption): \$

I request a court hearing to decide the validity of my claim. Notice of hearing should be given to me at:

ADDRESS

TELEPHONE NUMBER

The statements made in this request are true to the best of my knowledge and belief.

DATE

SIGNATURE OF JUDGMENT DEBTOR

**NOTICE TO JUDGMENT DEBTOR  
HOW TO CLAIM EXEMPTIONS FROM GARNISHMENT AND LIEN**

The attached Summons in Garnishment or Notice of Lien has been issued on request of a creditor who holds a judgment against you. The Summons may cause your property or wages to be held or taken to pay the judgment.

The law provides that certain property and wages cannot be taken in garnishment. Such property is said to be exempted. A summary of some of the major exemptions is set forth in the request for hearing form. There is no exemption solely because you are having difficulty paying your debts.

If you claim an exemption, you should (i) fill out the claim for exemption form and (ii) deliver or mail the form to the clerk's office of this court.

You have a right to a hearing within seven business days from the date you file your claim with the court. If the creditor is asking that your wages be withheld, the method of computing the amount of wages which are exempt from garnishment by law is indicated on the Summons in Garnishment attached. You do not need to file a claim for exemption to receive this exemption, but if you believe the wrong amount is being withheld, you may file a claim for exemption.

On the day of the hearing, you should come to court ready to explain why your property is exempted, and you should bring any documents which may help you prove your case. If you do not come to court at the designated time and prove that your property is exempt, you may lose some of your rights.

**If you do not claim an exemption and do not otherwise contest the garnishment, you are not required to appear in court on the return date on the Garnishment Summons.**

It may be helpful for you to seek the advice of an attorney in this matter.

**THE REQUEST FOR HEARING FORM IS PRINTED ON THE REVERSE OF THIS FORM.**